

**CORPORATION OF THE MUNICIPALITY OF EAST FERRIS  
BY-LAW NO. 2014-11**

**BEING A BY-LAW TO AMEND BY-LAW NO. 1756 BEING A BY-LAW REGULATING THE PUMP OUT OF SEWAGE DISPOSAL SYSTEMS IN EAST FERRIS.**

**WHEREAS** Subsection 10(2)(6) of the Municipal Act S.O. 2001, c.25 permits Municipality's to pass By-laws to protect public health and safety and well-being of persons;

**AND WHEREAS** new guidelines from the Ministry of Environment have reduced the recommended frequency of a septic pump out;

**AND WHEREAS** Council deems it desirable to amend By-law No. 1756 to reflect the new guidelines for pump outs;

**NOW, THEREFORE THE COUNCIL** of the Corporation of the Municipality of East Ferris enacts the following:

**DEFINITIONS**

1. Section 1 of By-law No. 1756 is amended by adding the following to the list of definitions after 1.e):
  - 1.f) "Council" shall mean the Council of the Corporation of the Municipality of East Ferris.
  - 1.g) "Municipality" shall mean the Corporation of the Municipality of East Ferris.
  - 1.h) "Proof of Pump Out" shall mean a receipt of the pump out from the contractor who conducted the work or a signed letter from a contractor explaining that the pump out is not required,
  - 1.i) "Satisfactory Evidence" shall mean a letter signed by the owner(s) of the land that the property is used less than twelve (12) weeks of the year.
2. Section 3.a of By-law No. 1756 is deleted and replaced with the following:

3.a "Subject to paragraph (b) no person shall own, use or maintain a private sewage disposal system on any lot or parcel of record which abuts the shore of Trout Lake or Lake Nosbonsing or which abuts a natural watercourse which leads to Trout Lake or Lake Nosbonsing as more particularly described on Schedule "A" attached to By-law No. 1756 unless the septic tank of such private sewage disposal system is pumped out at least once every 3 years for permanent homes and once every five years for seasonal homes."
3. Section 7.a of By-law 1756 is deleted and replaced with the following:

7.a "Upon receipt of evidence satisfactory to the Treasurer of the completion of the required pump-out required by this By-law, the Treasurer is hereby authorized to issue a certificate of compliance to certify the pump-out of any septic tank in compliance with this By-law upon payment of the required fee."
4. Section 8 of By-law No. 1756 is renumbered Section 10 and replaced with the following:
  - (8). Any owner of land, subject to the Septic Pump Out By-law, shall maintain, to the satisfaction of the Municipality at the sole risk and expense of the owner, all of the matters or facilities referred to in this agreement.

5. By-law No. 1756 is amended by adding the following sections after Section 8:
9. The Owner(s) agrees to carry out the works described herein according to the provisions of this By-law. In the event that the Owner(s) deviates from said provisions, in addition to any other remedy, the Owner(s) hereby authorizes the Municipality, its officers, servants, agents and employees to enter on the subject lands and to correct the deviation at the owners expense and to add the costs thereof to the Collectors Roll for the said lands and to collect the said costs, with interest in like manner as municipal taxes.
  10. Any person who contravenes any provisions of this By-law shall be guilty of an offence and liable to the penalties provided under the Provincial Offences Act.
  11. This By-law shall come into effect on the date it received third reading by the Council of the Corporation of the Municipality of East Ferris.
  12. Each and every one of the provisions of this By-law is severable and if any provisions of this By-law should for any reason, be declared invalid by any Court, it is the intention and desire of Council that each and every one of the then remaining provisions hereof shall remain in full force and effect.
  13. This By-law shall be known as "The Septic Pump Out By-law".
  14. All other provisions of By-law No. 1756 shall continue to apply.

READ A FIRST AND SECOND TIME this 25<sup>th</sup> DAY OF MARCH 2014.

READ A THIRD TIME this 25<sup>th</sup> DAY OF MARCH 2014.

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**MAYOR, WILLIAM VREBOSCH**

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**CLERK, JOHN B. FIOR**